

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

**PROPOSED AMENDMENTS TO THE
PARAMETERS AND GUIDELINES:**

Government Code Sections 3301, 3303, 3304, 3305, and 3306, as added and amended by Statutes 1976, Chapter 465; Statutes 1978, Chapters 775, 1173, 1174, and 1178; Statutes 1979, Chapter 405; Statutes 1980, Chapter 1367; Statutes 1982, Chapter 994; Statutes 1983, Chapter 964; Statutes 1989, Chapter 1165; and Statutes 1990, Chapter 675;

Filed on January 12, 2007 and amended on June 5, 2007, by the Department of Finance

06-PGA-03

*Peace Officers Procedural Bill of Rights
(POBOR)*

**NOTICE OF AVAILABILITY OF STATE
CONTROLLER'S AUDIT REPORTS:**

County of San Diego and City of Oakland

**NOTICE OF COMMENT PERIOD AND
HEARING**

Tentative Hearing Date: September 27, 2007

Website: <http://www.csm.ca.gov/pobor>

TO: League of California Cities
California State Association of Counties
Department of Personnel Administration
Department of Finance
State Controller's Office
State Personnel Board
Legislative Analyst
Interested Parties and Persons
Legislative Committees

On January 12, 2007, the Commission on State Mandates (Commission) received the Department of Finance's request to amend the parameters and guidelines for the above-named matter. The request was deemed complete and was posted on the Commission's website. During the January 24, 2007 prehearing conference, the Department of Finance representative notified the parties of their intention to modify the original proposal upon receipt and review of the State Controller's final report on the fiscal year 2004-2005 reimbursement claims, and receipt of final reports on 20-25 audits that are underway. Commission staff agreed to notify all parties, affected state agencies, and interested persons when these documents are available and to post all documents on the Commission's POBOR website.

State Controller's Final Audit Reports. On May 18 and 30, 2007, the State Controller's Office issued final audit reports for the County of San Diego and the City of Oakland.

- The County of San Diego claimed \$1,848,251 for the period of July 1, 2001, through June 30, 2004. The SCO audit disclosed that the entire amount is unallowable because the county claimed reimbursements for ineligible activities.
- The City of Oakland claimed \$3,497,273 for the period of July 1, 2000, through June 30, 2004. The SCO audit disclosed that \$1,187 is allowable and \$3,496,086 is unallowable because the department claimed ineligible and unsupported costs.

The reports will be on the State Controller's website and the Commission's website:

<http://www.sco.ca.gov/aud/mandCostsRpts/localagenc/index.shtml>

Department of Finance Proposal: On June 5, 2007, the Department of Finance notified the Commission that at this time it does not intend to modify the original proposed reimbursement rate. A copy of this letter is on the Commission's website.

Comment Period Set. Parties, interested parties, affected state agencies, and interested persons are invited to file comments with the Commission on the Department of Finance's original proposed amendment, as modified by the letter dated June 5, 2007.

July 13, 2007 Comments due.

August 6, 2007 Rebuttal comments due.

An original and one copy, or an original and an Adobe Acrobat PDF file, shall be submitted to the Commission. PDF files should be e-mailed to: csminfo@csm.ca.gov. All comments will be posted on the Commission's website. This will satisfy all the service requirements under California Code of Regulations, title 2, section 1181.2, subdivision (d).

Draft Staff Analysis and New Hearing Date. After the record closes, Commission staff will review the comments and prepare a draft staff analysis and proposed parameters and guidelines amendment. The draft staff analysis will be issued for public comment and review on or about August 13, 2007, and is tentatively scheduled for hearing on September 27, 2007.

If you have any questions regarding this matter, please contact me at (916) 323-8210.

Dated: June 13, 2007

PAULA HIGASHI, Executive Director